

LEWIS BRISBOIS BISGAARD & SMITH LLP

ROGER S. RAPHAEL, SB# 111946

E-Mail: raphael@lbbslaw.com

WILLIAM P. BURANICH, SB# 144650

E-Mail: buranich@lbbslaw.com

One Sansome Street, Suite 1400

San Francisco, California 94104

Telephone: (415) 362-2580

Facsimile: (415) 434-0882

Attorneys for Defendant

FIDELITY CAPITAL FUNDING, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

WASHINGTON MUTUAL BANK, a federal
savings bank, as successor at law to Long Beach
Mortgage Company,

Plaintiff,

v.

FIDELITY CAPITAL FUNDING, INC., a
California corporation

Defendant.

CASE NO. CV 08 1407 EMC

Action Filed: March 12, 2008

NOTICE OF APPEARANCE

PLEASE TAKE NOTICE that ROGER S. RAPHAEL, SB# 111946 of the LAW OFFICES OF LEWIS BRISBOIS BISGAARD & SMITH LLP, One Sansome Street, Suite 1400, San Francisco, California 94104, Telephone: (415) 362-2580, Facsimile:(415) 434-0882. Email: raphael@lbbslaw.com, has entered his appearance on behalf of Defendant FIDELITY CAPITAL FUNDING, INC.

DATED: June 3, 2008

LEWIS BRISBOIS BISGAARD & SMITH LLP

By



ROGER S. RAPHAEL

WILLIAM P. BURANICH

Attorneys for Defendant **FIDELITY CAPITAL FUNDING, INC.**

FEDERAL COURT PROOF OF SERVICE

Washington Mutual Bank v. Fidelity Capital Funding, Inc.
United States District Court - Northern District No. CV 08 1407 EMC

STATE OF CALIFORNIA, COUNTY OF SAN FRANCISCO

At the time of service, I was over 18 years of age and not a party to the action. My business address is One Sansome Street, Suite 1400, San Francisco, California 94104. I am employed in the office of a member of the bar of this Court at whose direction the service was made.

On June 3, 2008, I served the following document(s): *NOTICE OF APPEARANCE*

I served the documents on the following persons at the following addresses (including fax numbers and e-mail addresses, if applicable):

Noel C. Johnson, Esq.
Office of the General Counsel
Washington Mutual Bank
201 Mission Street, 12th floor
M/S CSSF112
San Francisco, CA 94105
Telephone: 415-278-4527
Facsimile: 415-278-6012
Counsel for Plaintiff **WASHINGTON
MUTUAL BANK**

The documents were served by the following means:

[X] (BY COURT'S CM/ECF SYSTEM) Pursuant to Local Rule, I electronically filed the documents with the Clerk of the Court using the CM/ECF system, which sent notification of that filing to the persons listed above.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on June 3, 2008, at San Francisco, California.


ROSIE NEBRED A